



**CITY COUNCIL
MEETING AGENDA**

December 1, 2008 7:30 PM

I. CALL TO ORDER

A. Flag Salute

Mayor Peter B. Lewis called the meeting to order at 7:30 p.m. and led those in attendance in the Pledge of Allegiance.

B. Roll Call

Mayor Lewis and the following Councilmembers were present: Rich Wagner, Sue Singer, Gene Cerino, Nancy Backus, Bill Pelosa, Lynn Norman and Virginia Haugen.

Staff members present included: Principal Planner Elizabeth Chamberlain, City Attorney Daniel B. Heid, Assistant Planning, Director Kevin Snyder, Public Works Director Dennis Dowdy, Finance Director Shelley Coleman, Chief of Police Jim Kelly, Parks, Arts and Recreation Director Daryl Faber, Information Services Director Lorrie Rempher, Risk Manager Rob Roscoe, Special Events Coordinator Kristy Pachciarz, and Deputy City Clerk Cathy Richardson.

C. Announcements and Appointments

1. Announcements

a) Proclamation – “Miss Auburn Scholarship Program”

Mayor Lewis read and presented the Miss Auburn Scholarship Program proclamation to the following Board Members:

Secretary Kathy Lewis
Co-Executive Director Donna Hamilton
Co-Executive Director Julie Poe

President Nancy Backus

Ms. Poe thanked Mayor Lewis and Councilmembers for their support and for use of City of Auburn facilities for various events for the Miss Auburn Scholarship Program

The following Miss Auburn contestants were present:

<u>Contestant Name</u>	<u>Sponsor</u>
Stephanie Burger	Soroptomist International of Auburn
Anne Partridge	Auburn Noon Lions Club
Elizabeth Diachenko	HBT Insurance
Alisha Putz	Poe Construction
Kahiani Badeaux	Don Small & Sons
Amanda Hanier	Sound Credit Union
Cathrine Schukar	Select Photography
Aline Golden	Shred It Western Washington
Malia Oshiro	Kiwanis Club of Auburn
Colleen Rudd	Scotties Construction
Cecilia Coon	Fitchet and Benedict
Quincy Mortimer	John L Scott
Gina Howick	Kiwanis Club of the Valley
Caitlyn Pritchard	Rotary Club of Auburn
Holly Ackerman	Columbia Bank
Alicia Wallace	Segale Properties
Erin Williams	Golden Shears
Jamie Ritsan	American Business Solutions
Ami Moore	Cascade Skin and Eye Care
Kelsi Hesseltine	Sterling Savings Bank

b) 2009 Learning Resources Network (LERN) International Award for Excellence in Programming to the City of Auburn for "Petpalooza"

Parks, Arts and Recreation Director Daryl Faber expressed his pleasure on receiving the 2009 LERN International Award for Excellence in Programming on behalf of the City of Auburn. He displayed a Power Point presentation on the Petpalooza event. Approximately 50 individuals and pets participated in the pet parade and there were over 6,000 people in attendance. Director Faber reviewed the many

events held throughout the day. The event drew vendors from all over the Puget Sound region and participants from Bellingham to Vancouver. Petpalooza was sponsored by radio station KKWF 100.7 The Wolf, Tiki Tails Dog Salon, Reber Ranch, and Sterling Savings. Director Faber recognized the extraordinary efforts of Special Events Coordinator Kristy Pechciarz for the organization of this event. Director Faber also introduced the new Parks mascot "Parker the Squirrel". Director Faber reported on the LERN program.

Mayor Lewis presented the 2009 LERN International Award for Excellence in Programming to Ms. Pechciarz and Director Faber. Mayor Lewis commended the efforts of Ms. Pechciarz and all Parks Department staff for the coordination of the Petpalooza event.

2. Appointments

There was no appointment for City Council consideration.

D. Agenda Modifications

Agenda modifications included the transmittal of correspondence dated and received this afternoon related to the public hearing on the moratorium extension under Item II.A.1, revised draft minutes of the November 19, 2008 Community Center Committee meeting transmitted under Item III.E, the addition of a contract administration item for Project No. CP0607 including a corrected Budget Status Sheet under Item V.C.5, transmittal of revised Ordinance No. 6215 distributed prior to the Council meeting under Item VIII.A.3, the addition of Ordinance No. 6219 under Item VIII.A.4, and corrected Exhibit A on page 9 of Resolution No. 4424 which corrected the Grading and Filling Base Fee from \$350.00 to \$311.00 and Table 1A, Building Permit Fee, third item from \$19.00 to \$18.60 under Item VIII.B.2 of these minutes.

II. CITIZEN INPUT, PUBLIC HEARINGS & CORRESPONDENCE

A. Public Hearings

1. Moratorium Extension

O3.10.1

Resolution No. 4357, adopted May 19, 2008, established an initial six-month moratorium on the filing of applications for conditional use permits (CUP) for property located within the R-2 Single Family Residential District, the R-3 Two-Family (Duplex) Residential District and the C-1 Light Commercial District within the City of Auburn, including, specifically, CUPs pursuant to Section 18.14.030 of the Auburn City Code (ACC), paragraphs (C), (F) and (H) for the R-2 District; CUPs pursuant to Section 18.16.030 ACC, paragraphs (G) and (J) for the R-3 District; and CUPs pursuant to Section 18.26.030 ACC, paragraph (A) for the C-1 District. On November 3, 2008, the City Council adopted Resolution No. 4412 extending the moratorium for an additional six months. RCW 35A.63.220 requires the Council to conduct a public hearing on this moratorium within sixty days.

Principal Planner Elizabeth Chamberlain reported that the purpose for the proposed moratorium is for specific uses for Conditional Use Permits for multi-family and professional office development within R2 and R3 zoning districts, and multi-family development within C1, Light Commercial, zoning districts. The moratorium will allow the City additional time to conduct an overall City Code update while reviewing permitted uses in those specific zoning districts as well as other Code amendments. The City recently contracted with a consultant and also organized a group to assist staff with the review of the City Code. Staff will be conducting open houses in the future and will also send notifications to specific neighborhoods as requested at previous public hearings with regard to Code amendments.

At 7:55, Mayor Lewis opened the public hearing.

Herman Ansingh, 909 5th Street NE, Auburn
Mr. Ansingh inquired whether it is the City's Intention to review all of the City Code with regard to development or specifically the neighborhood of H Street to 5th Street NE.

Mayor Lewis reported that the underlying reason for review of the City Code is related to the City Council's decision to remove itself from the quasi judicial role on land actions. Prior to removing itself from that role, Council wishes to review all areas of the City Code related to land actions to ensure that they are comfortable that there are sufficient

safeguards in the Code to protect the citizens with regard to development.

Jenny Anderson, 635 H Street SE, Auburn

Ms. Anderson referred to correspondence sent by her husband earlier today and requested clarification on notification to citizens regarding open houses or public hearings. Ms. Anderson also expressed concerns regarding preservation of older neighborhoods and the need for someone with local knowledge of and interest in the City of Auburn to oversee the Code revisions.

Mayor Lewis stated that the reason that the City Council removed itself from the quasi judicial role was for liability purposes. If Council were to continue in that role, there was a good possibility that the City would lose its insurance. By removing the Council from the quasi judicial role, Councilmembers are in a position to speak as a citizen and participate in public hearings as well.

There being no further public comment, Mayor Lewis closed the public hearing.

B. Audience Participation

This is the place on the agenda where the public is invited to speak to the City Council on any issue. Those wishing to speak are reminded to sign in on the form provided.

Candice Maxwell, 641 H Street NE, Auburn

Ms. Maxwell thanked Mayor Lewis and Councilmembers for speed bumps recently installed in her neighborhood.

C. Correspondence

No additional correspondence was received for Council review.

III. COUNCIL COMMITTEE REPORTS

A3.7.6

A. Municipal Services

Chair Cerino reported that Municipal Services met on November 24, 2008 at 3:30 p.m. The Committee discussed and recommends approval of Ordinance No. 6210. The Committee also discussed an ordinance related to false alarms, received updates on the South County Correctional Entity known as SCORE and safety cameras at the Auburn Municipal Airport. The next regular meeting

of the Municipal Services Committee is scheduled for December 8, 2008 at 3:30 p.m.

B. Planning & Community Development

Chair Norman reported that the Planning and Community Development Committee met on November 24, 2008 at 5:00 p.m. The Committee discussed and recommends approval of Ordinance No. 6212 and Resolution No. 4422. The Committee also discussed and received a presentation on Council's quasi judicial role, Ordinance No. 6214, and the 2009 Citizens Survey. Councilmember Wagner also reported on a joint meeting between the Community Center Committee and the Multi Cultural Round Table. The next regular meeting of the Planning and Community Development Committee is scheduled for December 8, 2008 at 5:00 p.m.

C. Public Works

Chair Wagner reported that the Public Works Committee met today at 3:30. The Committee discussed and recommends approval of contract administration items and Ordinance No. 6219. The Committee also received an update on SCORE, and discussed Resolution No. 4424, policies and criteria for the Comprehensive Sanitary Sewer Plan and Comprehensive Stormwater, design standards, and the capital projects status report. The next regular meeting of the Public Works Committee is scheduled for December 15, 2008 at 3:30 p.m.

D. Finance

Chair Backus reported that the Finance Committee met this evening at 6:30. The Committee discussed and recommends approval of claims and payroll vouchers, contract administration for Project No. CP0607, Ordinance No. 6215, and Resolution No. 4424. The Committee also discussed Auburn Area Chamber of Commerce visitor information, a Consultant Agreement with VADIS, Resolution No. 4429, and SCORE. The Committee also discussed Resolution No. 4430 and Ordinance No. 6219. The next regular meeting of the Finance Committee is scheduled for December 15, 2008 at 6:30 p.m.

E. Community Center

Chair Wagner reported that the Community Center Committee met on November 19, 2008 at 2:00 p.m. The Committee discussed the YMCA building demolition project and removal of the ACAP building. The Committee also received updates on the budget,

project schedule, and SEPA process. Opening of the Community Center is anticipated for 2010. The Committee also received design and Leadership in Energy and Environmental Design (LEED) certification updates, reviewed public art activity and furniture costs, and displayed an activity cart mock-up. The next meeting of the Community Center Committee is tentatively scheduled for January 16, 2009 at 1:00 p.m.

F. Downtown Redevelopment

Chair Norman reported that the meeting of the Downtown Redevelopment Committee is scheduled for December 9, 2008 at 4:00 p.m.

G. Committee on Committees

Chair Wagner reported that the Committee on Committees met this evening at 7:15 p.m. The Committee discussed Resolution No. 4429 and removed it from this evening's Council agenda. The next meeting of the Committee on Committees is scheduled for December 15, 2008 at 7:15 p.m.

IV. REPORTS

At this time the Mayor and City Council may report on significant items associated with their appointed positions on state, regional and local organizations.

A. From the Council

Deputy Mayor Singer reported she swore in two police officers this week. She also welcomed local farmers at the Farmer's Market meeting and open house, welcomed the Board of Enterprise Seattle and was privileged to present an award to David Allen from McKinstry from Auburn and the region for his leadership in green building. She also attended an Auburn Tourism Board meeting. Deputy Mayor Singer commented that speed limit signs in school zones and the meaning of "when children are present" means that children are within 300 feet of the sign and vehicle speeds should be reduced to 20 miles per hour.

Councilmember Pelosa reported that the Water Resource Inventory Area (WRIA 9) Salmon Recovery Board recently announced that the Pautke Levy restoration project on Green River, which is at miles 32 and 33 and located southeast of Main Street on B Street, was recognized as a WOW project out of 131 statewide projects. He also attended the Puget Sound Partnership Ceremony at the Seattle Aquarium. The Partnership Action Agenda was approved.

to clean up Puget Sound by year 2020. Councilmember Pelosa reviewed the Partnership Action Agenda. He also attended the Farmers Market Committee meeting at which vendors were welcomed by Deputy Mayor Singer. As of this date, the Committee has received monies for 12 stalls. Councilmember Pelosa thanked Mayor Lewis and staff for their support of the Farmer's Market meeting.

B. From the Mayor

Mayor Lewis reported on the Suburban Cities meeting and expressed his appreciation of Council's work on various local and regional committees and commissions and their participation in various Auburn neighborhood meetings. Mayor Lewis commented on the success of the neighborhood meetings and innovative solutions to neighborhood issues offered by staff and citizens.

V. CONSENT AGENDA

All matters listed on the Consent Agenda are considered by the City Council to be routine and will be enacted by one motion in the form listed.

A. Minutes

1. **Minutes of the November 17, 2008 regular City Council meeting.**

B. Vouchers

F4.9.2, F4.9.5

1. **Claims**

Claims check numbers 380464 through 380469 and 380470 through 380798 in the amount of \$2,093,603.45 and dated December 1, 2008.

2. **Payroll**

Payroll check numbers 525041 through 525196 in the amount of \$431,707.08 and electronic deposit transmissions in the amount of \$1,245,458.06 for a grand total of \$1,677,165.14 for the pay period covering November 13, 2008 to November 26, 2008.

C. Contract Administration

1. **Public Works Project No. CP0812**

O4.9.1 CP0812

City Council approve Final Pay Estimate No. 1 to Small Works Contract No. 08-16 in the amount of \$117,365.60, for a total contract price of \$117,365.60, with Doolittle Construction and accept construction of Project No. CP0812, 2008 Citywide Arterial Crack Seal Project.

2. Public Works Project No. CP0810

O4.10.2 CP0810

City Council approve Final Pay Estimate No. 1 to Small Works Contract No. 08-11 in the amount of \$46,491.84, for a total contract price of \$46,491.84 with Dennis R. Craig Construction and accept construction of Project No. CP0810, SE 316th Place Traffic Calming Improvements.

3. Public Works Project No. CP0759

O4.12.1 CP0759

City Council approve Final Pay Estimate No. 3 to Contract 08-07 in the amount of \$43,829.90, for a total contract price of \$124,626.50 with Rodarte Construction and accept construction of Project No. CP0759, Olympic Middle School Pedestrian Improvements.

4. Airport Hangar Repair Project No. MS0802

O4.4.9.2

City Council approve Final Pay Estimate No. 1 to Small Works Contract 08-05 in the amount of \$50,830.95 for a total contract price of \$53,276.41 with Chet William Construction, Inc. and accept construction of Project No. MS0802, Auburn Airport North Hangar Repair Project.

5. Human Resources Project No. CP0607

O5.2 CP0607

City Council award Project No. CP0607, Contract No. 08.01.114, YMCA Abatement and Demolition Project (Base Bid and Alternate Bid #1) to DMJ, Inc in the amount of \$161,102.00.

Deputy Mayor Singer moved and Councilmember Wagner seconded to approve the consent agenda.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

VI. UNFINISHED BUSINESS

There was no unfinished business.

VII. NEW BUSINESS

There was no new business.

VIII. ORDINANCES AND RESOLUTIONS

A. Ordinances

1. Ordinance No. 6210

O1.8

An Ordinance of the City Council of the City of Auburn, Washington, amending Section 10.12.125 of the Auburn City Code relating to speed limits in school zones

Councilmember Wagner moved and Councilmember Cerino seconded to introduce and adopt Ordinance No. 6210.

MOTION CARRIED UNANIMOUSLY. 7-0.

2. Ordinance No. 6212

O3.4.3

An Ordinance of the City Council of the City of Auburn, Washington, relating to planning; adopting Comprehensive Plan map and text amendments pursuant to the provisions of RCW Chapter 36.70A

Councilmember Norman moved and Councilmember Backus seconded to introduce and adopt Ordinance No. 6212.

Councilmember Haugen indicated that she is opposed to Text Amendments #2, #3 and #4 of Ordinance No. 6212.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

3. Ordinance No. 6215

F3.22

An Ordinance of the City Council of the City of Auburn, Washington, adopting the Final Budget for the City of Auburn, Washington, for the years 2009 – 2010

Councilmember Backus moved and Deputy Mayor Singer seconded to introduce and adopt revised Ordinance No.

6215, including correction of a scrivener's error on page 3 of 4 from "three" to "three and one half" per cent.

Councilmember Haugen expressed opposition to Ordinance No. 6215.

Deputy Mayor Singer thanked staff for their work and the reductions made to bring forward a balanced budget.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

4. Ordinance No. 6219

A3.4.1

An Ordinance of the City Council of the City of Auburn, Washington, amending Ordinance No. 6183 to extend the effective date

Councilmember Norman moved and Councilmember Backus seconded to introduce and adopt Ordinance No. 6219.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

B. Resolutions

1. Resolution No. 4422

A3.16.7

A Resolution of the City Council of the City of Auburn, Washington, authorizing the Mayor and City Clerk to execute an Agreement for Professional Services between the City of Auburn and Soundview Consultants, LLC for wetland mitigation permitting

Councilmember Norman moved and Councilmember Backus seconded to adopt Resolution No. 4422.

MOTION CARRIED. 6-1. Councilmember Haugen voted no.

2. Resolution No. 4424

F4.3

A Resolution of the City Council of the City of Auburn, Washington, providing for amendment to the City of Auburn Fee Schedule to adjust for 2009 fees

Councilmember Backus moved and Councilmember Pelosa seconded to adopt Resolution No. 4424.

Deputy Mayor Singer and Councilmember Haugen expressed opposition to Resolution No. 4424.

MOTION CARRIED. 5-2 Deputy Mayor Singer and Councilmember Haugen voted no.

3. Resolution No. 4429

A3.7.1

A Resolution of the City Council of the City of Auburn, Washington, repealing Resolution No. 4281 passed December 17, 2007, and designating the members, powers, duties and meeting times and days of all standing committees of the City Council of the City of Auburn

Resolution No. 4429 was continued to the December 15, 2008 City Council meeting.

IX. ADJOURNMENT

There being no further business to come before the Council, the meeting adjourned at 8:49 p.m.

APPROVED THE _____ DAY OF DECEMBER 2008.

Peter B. Lewis, Mayor

Cathy Richardson, Deputy City Clerk

City Council agendas and minutes are available to the public at the City Clerk's Office, on the City website, and via e-mail. Complete agenda packets are available for review at the City Clerk's Office and at the Library.

Internet: <http://www.auburnwa.gov>